

CHAPTER NO. 384

HOUSE BILL NO. 1843

By Representatives Hargrove, Rinks

Substituted for: Senate Bill No. 186

By Senators Burchett, Atchley

AN ACT to amend Tennessee Code Annotated, Title 2, Chapter 10, relative to deceased incumbent's campaign account.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 2-10-114, is amended by adding the following language as a new subsections (d) and (e):

(d) In addition to the manner in which unexpended balances in the campaign account of a candidate may be allocated under the provisions of subsection (a), if an incumbent dies while in office and has an unexpended balance in a campaign account, and if such incumbent's surviving spouse or child is appointed to fill the unexpired term of the deceased incumbent or is elected to the office previously held by the deceased, then the balance remaining in the campaign account of such deceased incumbent shall be transferred to the campaign account of the surviving spouse or child of the deceased incumbent for use by such surviving spouse or child as a candidate for election to public office in accordance with the provisions of this part.

(e) In the event a candidate for public office dies with an unexpended balance of contributions in such candidate's campaign account and the provisions of subsection (d) are not applicable, then the following individuals in the descending order hereafter established are authorized to allocate such unexpended balance to those persons, political parties, or charitable organizations listed in subsection (a)(2), (3), (4) and (5):

(1) The deceased candidate's treasurer unless the candidate was the treasurer;

(2) The surviving spouse of the deceased candidate if the candidate was the treasurer; and

(3) The next of kin of the deceased candidate if the provisions of subdivisions (1) and (2) do not apply.

If a decision is not made by any such individual, or individuals where subdivision (3) applies, within one (1) year of the date of death of the deceased candidate, then the unexpended balance shall be distributed by the registry of election finance to the volunteer public education trust fund established under title 49, chapter 3, part 4.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: June 4, 2001

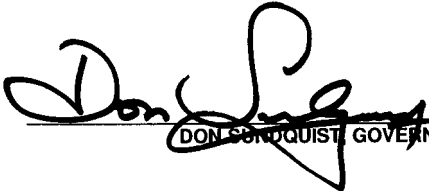


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES



JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 12th day of June 2001



DON SUNDQUIST, GOVERNOR